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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/671,584	09/29/2003	Hiroshi Morikawa	243149US-2 CONT	9977
22850	7590	01/16/2008		
OBLON, SPIVAK, MCCLELLAND MAIER & NEUSTADT, P.C. 1940 DUKE STREET ALEXANDRIA, VA 22314			EXAMINER GRANT II, JEROME	
			ART UNIT 2625	PAPER NUMBER
			NOTIFICATION DATE 01/16/2008	DELIVERY MODE ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

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Office Action Summary

Application No.

10/671,584

Applicant(s)

MORIKAWA, HIROSHI

Examiner

Jerome Grant II

Art Unit

2625

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 8-23-07
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-34 and 36 - 43 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-34, 36, 38, 40, 42 and 43 is/are rejected.
- 7) ☒ Claim(s) 37, 39 and 41 is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date _____
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: _____

**Supplemental
Detailed Action**

1.

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 18-34, 36, 38, 40, 42 and 43 are rejected under 35 U.S.C. 102(b) as being anticipated by Dahlby.

With respect to claims 18 and 24, Dahlby teaches a method, and an apparatus for performing the method, as shown by figure 1, whereby the method and apparatus of printing data files (jobs) using an image printing device (see figure 1), comprising:

Storing data files in a storage device (print queue 160) associated with the image printing device; selecting, in an arbitrary order (manual selection via desired order by operator, see col. 6, lines 37-42), a plurality of the data files stored in the storage device; displaying a serial number (job number displayed in figure 8, see also col. 7, lines 34-48) indicating the selected printing order of the selected plurality of data files; and printing the selected plurality of data files, wherein the plurality of data files re

printed in the selected order (as determined in the queue 160, see also col. 2, lines 43-48).

With respect to claims 19, 25 and 31, Dahlby teaches selecting a number of copies of each of the plurality of data files to be printed .See figure 7, more specifically, the third limitation in the "Job Scorecard ".

With respect to claims 20, 26 and 32, Dahlby teaches this limitation as referred to by col. 2, lines 54-58.

With respect t claims 21, 27 and 33, Dahlby teaches this limitation of the display panel with respect to the user interface 52 and the touchscreen 62.

With respect to claims 22, 28, 34, 42 and 43, Dahlby teaches this claim limitation in that the original order is changed by the manual selection of the desired order (see col. 2, lines 43-48).

With respect to claims 23 and 29, Dahlby teaches stapling with respect to col. 4, lines 12-17 and col. 6, lines 34-36.

With respect to claim 30 Dahlby teaches a computer program product stored on a computer readable medium (col. 4, lines 54-57) wherein the computer program product including instructions configured to cause an image printing device to print data files by perform the steps of: storing data files in a storage device (print queue 160) associated with the image printing device; selecting, in an arbitrary order (manual selection via desired order by operator, see col. 6, lines 37-42), a plurality of the data files stored in the storage device; displaying a serial number (job number displayed in figure 8, see also col. 7, lines 34-48) indicating the selected printing order of the selected plurality of data files; and printing the selected plurality of data files, wherein the plurality of data files re printed in the selected order (as determined in the queue 160, see also col. 2, lines 43-48).

With respect to claim 36, Dahlby teaches data files stored in the storage device 56 include data from host machine 7 and data from scanner 6.

With respect to claims 38 and 40, Dahlby teaches wherein the storage device is configured to store data from a host machine 7 and data from a scanner 6.

2.

Claims Objected As Containing Allowable Matter

Claims 37, 39 and 41 objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

3.

Examiner's Remarks

Applicant's remarks have been considered and were persuasive, hence the new grounds of rejection provided in this office action.

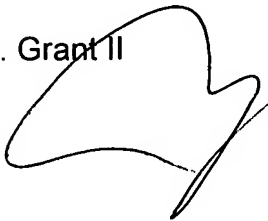
4.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jerome Grant II whose telephone number is 571-272-7463. The examiner can normally be reached on Mon.-Fri. from 9:00 to 5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Edward Coles, can be reached on 571-272-7402. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

J. Grant II

A handwritten signature in black ink, appearing to be 'J. Grant II', written over the printed name.